

1 MICHAEL A. JACOBS (CA SBN 111664)
MJacobs@mofo.com
2 ARTURO J. GONZÁLEZ (CA SBN 121490)
AGonzalez@mofo.com
3 ERIC A. TATE (CA SBN 178719)
ETate@mofo.com
4 MORRISON & FOERSTER LLP
425 Market Street
5 San Francisco, California 94105-2482
Telephone: 415.268.7000
6 Facsimile: 415.268.7522

7
8 KAREN L. DUNN (*Pro Hac Vice*)
kdunn@bsflp.com
9 HAMISH P.M. HUME (*Pro Hac Vice*)
hhume@bsflp.com
10 BOIES SCHILLER FLEXNER LLP
1401 New York Avenue, N.W.
Washington, D.C. 20005
11 Telephone: 202.237.2727
Facsimile: 202.237.6131

12 Attorneys for Defendants
13 UBER TECHNOLOGIES, INC.
and OTTOMOTTO LLC

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN FRANCISCO DIVISION

17 WAYMO LLC,
18 Plaintiff,
19 v.
20 UBER TECHNOLOGIES, INC.,
21 OTTOMOTTO LLC; OTTO TRUCKING LLC,
22 Defendants.

Case No. 3:17-cv-00939-WHA
**DECLARATION OF MEREDITH
DEARBORN IN SUPPORT OF
DEFENDANTS UBER
TECHNOLOGIES, INC.'S AND
OTTOMOTTO, LLC'S REPLY IN
SUPPORT OF MOTION TO
ENFORCE THE COURT'S JUNE 7,
2017 ORDER (DKT. 563), TO STRIKE
PLAINTIFF WAYMO LLC'S
CORRECTED SUPPLEMENTAL
INITIAL DISCLOSURES, AND TO
PRECLUDE DAMAGES CLAIMS
AND CERTAIN WITNESSES**

Date: August 10, 2017
Time: 8:00 a.m.
Ctmm: 8, 19th Floor
Judge: The Honorable William H. Alsup

Trial Date: October 10, 2017

1 I, Meredith Dearborn, declare as follows:

2 1. I am a partner at the law firm of Boies Schiller Flexner LLP representing
3 Defendants Uber Technologies Inc. and Ottomotto LLC (collectively, “Uber”) in this matter. I
4 am a member in good standing of the Bar of the State of California. I make this declaration in
5 support of Uber’s reply in support of its motion to enforce the Court’s June 7, 2017 order (Dkt.
6 563), to strike Plaintiff’s corrected supplemental initial disclosures, and to preclude Plaintiff’s
7 damages claims and late-disclosed witnesses. I make this declaration based upon matters within
8 my own personal knowledge and if called as a witness, I could and would competently testify to
9 the matters set forth herein.

10 2. Attached hereto as **Exhibit 1** is a true and correct copy of a June 26, 2017 email
11 from Lindsay Cooper of Quinn Emanuel Urquhart & Sullivan (“Quinn”), counsel for Waymo, to
12 Special Master John Cooper and Counsel for Defendants, regarding “Waymo – meet and confer
13 call.”

14 3. Attached hereto as **Exhibit 2** is a true and correct copy of a July 19, 2017 email
15 from Melissa Baily also from Quinn to counsel for Defendants, regarding “Waymo v. Uber July 7
16 Meet and Confer.”

17 4. Attached hereto as **Exhibit 3** is a true and correct copy of a July 21, 2017 email
18 from Lindsay Cooper of Quinn to counsel for Defendants, regarding “Waymo/Uber – Request for
19 Meet and Confer.”

20 5. On July 21, 2017, Felipe Corredor of Quinn served on for Defendants, Waymo’s
21 Second Supplemental Objections and Responses to Uber’s First Set of Interrogatories (Nos. 1-11).

22 6. Attached hereto as **Exhibit 4** is a true and correct copy of Plaintiff’s Second
23 Supplemental Objections and Responses to Uber’s First Set of Interrogatories, served on
24 Defendants on July 21, 2017.

25 //

26 //

27 //

28 //

1 I declare under penalty of perjury under the laws of the United States that the foregoing is
2 true and correct. Executed this 24th day of July, 2017, in Oakland, California.

3
4 /s/ Meredith R. Dearborn
Meredith Dearborn

5
6 **ATTESTATION OF E-FILED SIGNATURE**

7 I, Karen L. Dunn, am the ECF User whose ID and password are being used to file this
8 document. In compliance with General Order 45, X.B., I hereby attest that Meredith Dearborn
9 has concurred in this filing.

10 Dated: July 24, 2017

11 /s/ Karen L. Dunn
12 Karen L. Dunn